

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Tasuku HONJO, et al.

Appln. No.: 09/674,330

Group Art Unit: NOT YET ASSIGNED

Filed: October 30, 2000

Examiner: NOT YET ASSIGNED

For: A NOVEL POLYPEPTIDE, A cDNA ENCODING THE POLYPEPTIDE AND
UTILIZATION THEREOF

SUBMISSION OF EXECUTED DECLARATION

ATTN: BOX PCT

Assistant Commissioner for Patents

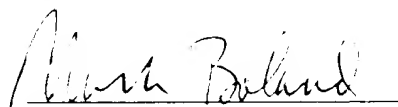
Washington, D.C. 20231

Sir:

In response to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)", mailed November 22, 2000, for the above application, Applicant respectfully submits herewith the Declaration for the above identified application properly executed by the inventors. Also enclosed please find an executed Assignment and PTO Form 1595.

Checks for the statutory fee of \$130.00 and Assignment recordation fee of \$40.00 are attached. Please also charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,



Mark Boland

Registration No. 32,197

SUGHRUE, MION, ZINN,
MACPEAK & SEAS, PLLC
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Telephone: (202) 293-7060
Facsimile: (202) 293-7860
MXB/alb
Date: December 20, 2000

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

A novel polypeptide, a cDNA encoding the polypeptide and utilization thereof
the specification of which is attached hereto unless the following box is checked:

☒ was filed on April 28, 1999 as United States Application Number or PCT International Application Number PCT/JP99/02283 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information of which is material to the patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

P. Hei. 10-119731
(Number)

Japan
(Country)

28/April/1998
(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefits under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

I hereby claim the benefits under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application Number)

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(Status - patented, pending, abandoned)

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I hereby appoint John H. Mion, Reg. No. 18,879; Thomas J. Macpeak, Reg. No. 19,292; Robert J. Seas, Jr., Reg. No. 21,092; Darryl Mexic, Reg. No. 23,063; Robert V. Sloan, Reg. No. 22,775; Peter D. Olexy, Reg. No. 24,513; J. Frank Osha, Reg. No. 24,625; Waddell A. Biggart, Reg. No. 24,861; Louis Gubinsky, Reg. No. 24,835; Neil B. Siegel, Reg. No. 25,200; David J. Cushing, Reg. No. 28,703; John R. Inge, Reg. No. 26,916; Joseph J. Ruch, Jr., Reg. No. 26,577; Sheldon I. Landsman, Reg. No. 25,430; Richard C. Turner, Reg. No. 29,710; Howard L. Bernstein, Reg. No. 25,665; Alan J. Kasper, Reg. No. 25,426; Kenneth J. Burchfiel, Reg. No. 31,333; Gordon Kit, Reg. No. 30,764; Susan J. Mack, Reg. No. 30,951; Frank L. Bernstein, Reg. No. 31,484; Mark Boland, Reg. No. 32,197; William H. Mandir, Reg. No. 32,156; Scott M. Daniels, Reg. No. 32,562; Brian W. Hannon, Reg. No. 32,778; Abraham J. Rosner, Reg. No. 33,276; Bruce E. Kramer, Reg. No. 33,725; Paul F. Neils, Reg. No. 33,102; Brett S. Sylvester, Reg. No. 32,765 and Robert M. Masters, Reg. No. 35,603; my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC, 2100 Pennsylvania Avenue, N.W., Washington, D.C. 20037.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date November 14, 2000

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Date November 14, 2000

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Last Name

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Residence _____

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Citizenship _____

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Residence _____

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Citizenship _____

Date _____

Seventh Inventor _____

First Name Middle Initial Last Name

Residence _____

Signature _____

Post Office Address _____

Citizenship _____

Date _____

Eighth Inventor _____

First Name Middle Initial Last Name

Residence _____

Signature _____

Post Office Address _____

Citizenship _____

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(Number)	(Country)	(Day/Month/Year Filed)	
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(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
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Citizenship <u>Japan</u>	<u>Kyoto-shi, KYOTO 603-8162 JAPAN</u>

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Citizenship Japan United States of America

Date _____ Fourth Inventor _____
First Name Middle Initial Last Name
Residence _____ Signature _____
Post Office Address _____
Citizenship _____

Date _____ Fifth Inventor _____
First Name Middle Initial Last Name
Residence _____ Signature _____
Post Office Address _____
Citizenship _____

Date _____ Sixth Inventor _____
First Name Middle Initial Last Name
Residence _____ Signature _____
Post Office Address _____
Citizenship _____

Date _____ Seventh Inventor _____
First Name Middle Initial Last Name
Residence _____ Signature _____
Post Office Address _____
Citizenship _____

Date _____ Eighth Inventor _____
First Name Middle Initial Last Name
Residence _____ Signature _____
Post Office Address _____
Citizenship _____

Supply similar information for ninth and subsequent joint inventors.